IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 6322 of 2005

Between:

1 S. Venugopala Rao, S/o S.V. Subrahmanyam,
O/o Dy. Director, Social Welfare Department,
Hyderabad, Residing at H.No. MS-3, Malakpet Colony,
Hyderabad-36.
2 M. Moses, S/o Pochappa,
O/o Director of Social Welfare , Hyderabad, Residing at
H.No. MS-57, Malakpet Colony, Hyderabad-36.
3 Ch. Surya Rao, S/o Gannaiah,
Falaknama Junior College, Hyderabad, Residing at H.No.
MS-31, Malakpet Colony, Hyderabad-36.
4 K. Rama Krishna Reddy, s/o Seshanraju,
Vivekananda Degree College, Vidyanagar, Hyderabad,
Residing at H.No. MS-79, Malakpet Colony,

Hyderabad-36.
5 Chanala Hanmantha Reddy, S/o Krishna Reddy,
Government City College, Hyderabad, Residing at H.No.

MS-23, Malakpet Colony, Hyderabad-36.
6 P. CH. Rama Swamy, S/o Somayajulu,
School Education, Hyderabad, Residing at H.No. MS-43,
Malakpet Colony, Hyderabad-36.
7 A. Vidya Sagar Reddy, s/o Gangareddy,
O/o Director of SAMETI, Old Malakpet, Hyderabad,
Residing at H.No. MS-77, Malakpet Colony,

Hyderabad-36.
8 Gopal Rao, S/o S. Narayanarao,
O/o Commissioner, CAD, Hyderabad, Residing at H.No.
MS-2, Malakpet Colony, Hyderabad-36.
9 B. Akkamma, W/o Ramulu,
Osmania Medical College, Hyderabad, Residing at
H.No. MS-15, Malakpet Colony, Hyderabad-36.

10 Smt. T. Indira, D/o Venkataswamy,
Residing at H.No. MS-18, Malakpet Colony,

Hyderabad - 36.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, rep. by its Principal Secretary, Transports Road & Buildings, Secretariat, Hyderabad.
2 The District Collector, Hyderabad, Nampally Station Road, Hyderabad.
3 The Mandal Revenue Officer, Golconda, Hyderabad.
4 The Esgtate Officer, O/o Supdt. Engineer (R&B), Head Quarter Circle,
Near Meera Talkies, Lakdikapool, Hyderabad.
5 The Chief Engineer (R&B) Building, Erramanzil, Hyderabad - 82.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus, directing the respondents to consider the cases of the Petitioners for alienation of the respective quarters in which they are residing in favour of them as is done in other cases with respect to other Government employees and pass such other order or orders as this Hon'ble Court may deem fit and proper in the interests of justice.

Counsel for the Petitioners: MR.V.S.R.MURTHY

Counsel for the Respondents: GP FOR ROADS & BUILDINGS

The Court, at the admission stage, made the following :

THE HON'BLE MR JUSTICE K.C. BHANU

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WRIT PETITION NO : 6322 of 2005

ORDER:

For directing the respondents to consider the claim of the petitioners and alienate the quarters in their favour, in which the petitioners are residing, the present writ petition is filed.

2. The learned counsel for the petitioners contended that the petitioners are residing in the Government Quarters, as per G.O.Ms.No.54, dated 07-07-1993 for the last 10 to 20 years, and they are not in a possession of any house and therefore, a direction may be issued to consider their case.

3. On the other hand, the learned Government Pleader for Roads & Buildings opposed the same on the ground that the alienation is governed by the Government orders issued from time to time.

4. The petitioners are seeking innocuous relief for considering their case on par with the others, who were allotted some residential quarters and vacant

site. According to the learned Government Pleader for Roads and Buildings, the case of the petitioners has to be determined in accordance with the Government Orders issued from time to time by the 1st respondent-Principal Secretary, Department of Transport, Government of Andhra Pradesh, Hyderabad.

5. Therefore, without going into the merits of the case, it would be appropriate to direct the petitioners to file a representation before the respondents. On filing of such representation, the same shall be considered by the respondents in accordance with the Government Orders in force.

6. With the above observation, the writ petition is disposed of. No costs.

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March 25, 2005

KVR

To

1 The Principal Secretary, Government of Andhra Pradesh, Transports Road & Buildings, Secretariat, Hyderabad.
2 The District Collector, Hyderabad, Nampally Station Road, Hyderabad.
3 The Mandal Revenue Officer, Golconda, Hyderabad.
4 The Estate Officer, O/o Supdt. Engineer (R&B), Head Quarter Circle,
Near Meera Talkies, Lakdikapool, Hyderabad.
5 The Chief Engineer (R&B) Building, Erramanzil, Hyderabad – 82

6 Two C.Cs to the GP for Roads and Buildings,

High Court of AP Buildings, AP High Court, Hyderabad.

6 2 CD copies.